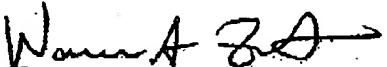


SEP 30 2004

**CERTIFICATE OF FACSIMILE TRANSMISSION**

This is to certify that this document entitled APPEAL BRIEF is being faxed to the Commissioner for Patents / Examiner Drew E. BECKER at fax no. 703-872-9306 this 30<sup>th</sup> day of September, 2004.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.	:	09/976,377	Confirmation No. 9750
Applicants	:	MURRAY et al.	
Filed	:	10/21/2001	
TC/A.U.	:	1761	
Examiner	:	BECKER, Drew E.	
Docket No.	:	KFHI-100	
Customer No.	:	23290	

**APPEAL BRIEF**

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit the following Appeal Brief in accordance with 37 C.F.R. 41.37 together with the fee set forth in 37 CFR 41.20(b).

This Appeal is from a final Office Action dated May 11, 2004, finally rejecting Claims 21-40 and 59. No claims are allowed.

**I. REAL PARTY IN INTEREST**

The real party in interest is Kraft Foods Holdings, Inc. by way of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 012605, Frame 0106.

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PAGE 1/19 \* RCVD AT 9/30/2004 7:12:52 PM (Eastern Daylight Time) \* SVR:USPTO-EFXRF-1/1 \* DNIS:8729306 \* CSID:7033834804 \* DURATION (mm:ss):05:36

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